

RESOLUTION: 04- _____

**RESOLUTION OF INTENT TO CONVEY 17-ACRE COUNTY PROPERTY ON
BLUEBIRD ROAD, PURSUANT TO FLA. STAT. §125.38, TO HABITAT FOR
HUMANITY, A NOT-FOR-PROFIT ORGANIZATION**

WHEREAS, Habitat for Humanity ("Habitat") is an organization not for profit and is organized for the purposes of promoting community interest and welfare in Leon County; and

WHEREAS, Habitat has indicated a desire to acquire an approximate 17-acre tract of land located on Bluebird Road and owned by Leon County (the 17-Acre Tract) for the purposes of constructing "Sweat Equity" affordable homes in the interest of community interests and welfare; and

WHEREAS, the 17-Acre Tract is part of a 59.1-acre parcel acquired by Leon County in 1999 through an eminent domain proceeding commenced in accordance with the Board of County Commissioner's (the Board) Resolution No. R97-15 (the 1997 Resolution) in order to construct the Lake Munson Restoration Project; and

WHEREAS, notwithstanding the Board's acknowledgement in the 1997 Resolution that the parcel containing the 17-Acre Tract was necessary for the construction of the Lake Munson Restoration Project, it was subsequently discovered after the commencement of the eminent domain proceedings that the 17-Acre Tract was not needed for the project and, upon disclosing that discovery to the property owner, the property owner still chose to negotiate an acquisition of the entire parcel;

WHEREAS, the Board has now determined that the 17-Acre Tract is needed by Habitat for use in constructing "Sweat Equity" affordable homes and that the 17-Acre Tract is not needed for County purposes.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Leon County, Florida, assembled in regular session this 26th day of October, 2004, that, pursuant to Section 125.38, Florida Statutes (2003), the 17-Acre Tract lying above the 100-year flood plain contained within the 59.1-acre acre parcel identified by the Leon County Property Appraiser as Tax I.D. No. 4114203470000 and located on Bluebird Road shall be conveyed to Habitat by County Deed at a nominal price of TEN and 00/100 DOLLARS (\$10.00).

Passed and adopted on this _____ day of October, 2004.

LEON COUNTY, FLORIDA

BY: _____
Jane Sauls, Chairman
Board of County Commissioners

ATTEST:

Bob Inzer, Clerk of the Circuit Court
Leon County, Florida

BY: _____

APPROVED AS TO FORM:

OFFICE OF THE COUNTY ATTORNEY
LEON COUNTY, FLORIDA

BY: _____
Herbert W. A. Thiele, Esq.
County Attorney